

**UNITED STATES OF AMERICA** )  
**vs.** ) **Criminal Action No. 10-00222-KD-C**  
**LEANNE MARIE FOX,** )  
**Defendant.** )

This action is before the Court on the “Defendant’s Appeal of Magistrates decision regarding Conditions of Pre-Trial Release” (doc. 146). On January 5, 2011, U.S. Magistrate Judge William E. Cassady endorsed denied the defendant’s motion to modify conditions of release as follows:

(doc. 145).

Rule 59(a) of the Federal Rules of Criminal Procedure governs appeals from a Magistrate Judge's decision on a non-dispositive matter. The Rule sets forth as follows:

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clearly erroneous. Failure to object in accordance with this rule waives a party's right to review.

Fed. R. Crim. P. Rule 59

Rule 59 explains that in this circumstance, Fox must serve and file her objections to the order and then this Court must consider her objections “and modify or set aside any part of the order that is contrary to law or clearly erroneous.” Id. However, Fox’s appeal does not state any specific objections. The appeal consists of one sentence: “Comes now, John Furman, attorney for defendant, and respectfully appeals the January 5, 2011 decision denying Defendant’s Motion to modify Conditions of Release.” (doc. 146). This sentence does not provide the Court with an objection sufficient for the Court to consider whether “any part of the order” was “contrary to law or clearly erroneous”. Accordingly, the appeal is dismissed.

**DONE** this 14th day of January, 2011.

s/ Kristi K. DuBose  
**KRISTI K. DuBOSE**  
**UNITED STATES DISTRICT JUDGE**